



REGISTERED No. L. 3131.



The Gazette of India

EXTRAORDINARY.

PUBLISHED BY AUTHORITY.

NEW DELHI, MONDAY, MARCH 29, 1937.

GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

NOTIFICATIONS.

New Delhi, the 25th March 1937.

No. 59/37-P.—Whereas by the Government of India (Constitution of Orissa) Order, 1936, His Majesty has been pleased to direct that the provisions of section 71 of the Government of India Act [except sub-section (1) thereof] hereinafter called “the said section”, shall apply to the whole of Orissa;

And whereas the Local Government of Orissa has proposed to the Governor General in Council a draft of the following Regulation, together with the reasons for proposing the same;

And whereas the Governor General in Council has taken the said draft and reasons into consideration and has approved the draft and the same has received the assent of the Governor General on the 24th day of March 1937;

In pursuance of the direction contained in sub-section (2) of the said section, the said Regulation is published in the *Gazette of India* and will be published in the *Orissa Gazette*.

REGULATION No. XIII of 1937.

A

REGULATION

TO

Amend the Madras Revenue Malversation Regulation, 1822, the Madras Subordinate Collectors and Revenue Malversation (Amendment) Regulation, 1828, the Madras Land-revenue Assessment Act, 1876, and the Madras Rivers Conservancy Act, 1884, in their application to Orissa.

Madras Regulation IX of 1822.
Madras Regulation VII of 1828.
Madras Act I of 1876.
Madras Act VI of 1884.

WHEREAS it is expedient to amend the Madras Revenue Malversation Regulation, 1822, the Madras Subordinate Collectors and Revenue Malversation (Amendment) Regulation, 1828, the Madras Land-revenue Assessment Act, 1876, and the Madras Rivers Conservancy Act, 1884, in their application to Orissa

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for the purposes hereinafter appearing ; It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Regulation may be called the Madras Revenue (Orissa Miscellaneous Amendments) Regulation, 1937.

(2) It shall come into force at once.

Repeal of section 15, Madras Regulation IX of 1822.

2. Section 15 of the Madras Revenue Malversation Regulation, 1822, shall be omitted. Madras Regulation IX of 1822.

Amendment of section 6, Madras Regulation VII of 1828.

3. In section 6 of the Madras Subordinate Collectors and Revenue Malversation (Amendment) Regulation, 1828,— Madras Regulation VII of 1828.

(i) in the second clause the words “ or will report the case for the orders of the Governor in Council ” and the words “ will simply ” shall be omitted ; and

(ii) the third clause shall be omitted.

Amendment of section 8, Madras Act I of 1876.

4. In section 8 of the Madras Land-revenue Assessment Act, 1876, for the words “ The Governor in Council ” the words “ If no such appeal has been preferred, the Board of Revenue ” shall be substituted. Madras Act I of 1876.

Amendment of section 14, Madras Act VI of 1884.

5. In the proviso to section 14 of the Madras Rivers Conservancy Act, 1884, for the words “ Governor in Council ”, in both the places where they occur, the words “ Board of Revenue ” shall be substituted. Madras Act VI of 1884.

No. 57/37-P.—Whereas by the Government of India (Constitution of Orissa) Order, 1936, His Majesty has been pleased to direct that the provisions of section 71 of the Government of India Act [except sub-section (4) thereof] hereinafter called “the said section”, shall apply to the whole of Orissa;

And whereas the Local Government of Orissa has proposed to the Governor General in Council a draft of the following Regulation, together with the reasons for proposing the same;

And whereas the Governor General in Council has taken the said draft and reasons into consideration and has approved the draft and the same has received the assent of the Governor General on the 24th day of March 1937;

In pursuance of the direction contained in sub-section (2) of the said section, the said Regulation is published in the *Gazette of India* and will be published in the *Orissa Gazette*.

REGULATION No. XIV OF 1937.

A

REGULATION

TO

Validate certain marriages solemnized by the Reverend Anusaran Pradhan of the Baptist Mission, Sambalpur.

WHEREAS licences were granted by the Government of Bihar and Orissa on the 4th day of December, 1935, under sections 6 and 9 respectively of the Indian Christian Marriage

XV of 1872. Act, 1872, to the Reverend Anusaran Pradhan, a minister of religion of the Baptist Missionary Society in the Sambalpur District, to solemnize marriages between Indian Christians and to grant certificates of marriage;

AND WHEREAS, prior to the grant of the said licences, the Reverend Anusaran Pradhan solemnized three marriages and granted certificates of marriage in July, 1935, as if the said licences had been granted;

AND WHEREAS it is doubtful whether the marriages so solemnized and the certificates so granted and the other acts done by the Reverend Anusaran Pradhan in July, 1935, and thereafter up to the 4th day of December, 1935, are valid in law;

AND WHEREAS the parties to the said marriages believed in good faith that the Reverend Anusaran Pradhan was duly authorized to solemnize the said marriages;

AND WHEREAS it is expedient that the said marriages and all certificates of marriage granted and all other acts relating to such marriages or certificates done by the Reverend Anusaran Pradhan in July, 1935, and thereafter up to the 4th day of December, 1935, should be validated;

It is hereby enacted as follows:—

1. (1) This Regulation may be called the Orissa Christian Marriages Validation Regulation, 1937. Short title and commencement.

(2) It shall come into force at once.

XV of 1872. 2. All marriages solemnized and all certificates of marriage granted and all other acts relating to such marriages and certificates done by the Reverend Anusaran Pradhan in July, 1935, and thereafter up to the 4th day of December, 1935, shall be deemed to be as valid as if he had held licences under sections 6 and 9 of the Indian Christian Marriage Act, 1872, during the said period and no such marriage, certificate or act shall be deemed to be invalid by reason of the fact that the said licences were not granted. Validation of certain irregular marriages, certificates and acts.

XV of 1872. 3. Certificates of marriages validated by section 2 and register books and certified copies of true and duly authenticated extracts therefrom deposited in compliance with the provisions of the Indian Christian Marriage Act, 1872, shall, in so far as the register books and extracts relate to such marriages, be received as evidence of such marriages as if such marriages had been duly solemnized under the said Act. Validation of records of the said irregular marriages.

No. 58/37-P.—Whereas by the Government of India (Constitution of Sind) Order, 1936, His Majesty has been pleased to direct that the provisions of section 71 of the Government of India Act [except sub-section (4) thereof], hereinafter called "the said section" shall apply to the whole of Sind;

And whereas the Local Government of Sind has proposed to the Governor General in Council a draft of the following Regulation, together with the reasons for proposing the same;

And whereas the Governor General in Council has taken the said draft and reasons into consideration and has approved the draft and the same has received the assent of the Governor General on the 24th day of March 1937;

In pursuance of the direction contained in sub-section (2) of the said section, the said Regulation is published in the *Gazette of India* and will be published in the *Sind Gazette*.

REGULATION No. XV OF 1937.

A

REGULATION

TO

Amend the Bombay District Municipal Act, 1901, in its application to Sind.

WHEREAS it is expedient to amend the Bombay District Municipal Act, 1901, in its application to Sind in the manner hereinafter appearing : It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Regulation may be called the Bombay District Municipal Act (Sind Amendment) Regulation, 1937.

(2) It shall come into force at once.

Amendment of section 191, Bom. Act III of 1901.

2. For section 191 of the Bombay District Municipal Act, 1901, the following section shall be substituted, namely :—

Vesting, recovery and application of property, rights and liabilities of persons or committees appointed for areas ceasing to be notified areas.

“191. (1) When by reason of the cancellation, under sub-section (2) of section 190, of a notification issued under section 187 or 188, any area ceases to be a notified area, the property (including arrears of taxes) and rights which, prior to such cancellation, vested in the person or committee appointed for such area under clause (c) of sub-section (1) of section 188 shall, subject to all charges and liabilities affecting the same, vest in the local authority, if any, constituted for such area or within the limits of which such area is included or, if there be no such local authority, in His Majesty.

(2) Any arrears of taxes vesting in a local authority under sub-section (1) shall be recoverable under the provisions of the Act under which such local authority is constituted as if the taxes were imposed and recoverable under that Act :

Provided that steps to recover such arrears of taxes shall be taken within a period of five years from the date on which they so vest in the local authority.

(3) Where any property and rights vest in His Majesty under sub-section (1), the proceeds thereof shall, after satisfying all charges and liabilities affecting the same, be applied for the benefit of the inhabitants of the said area in such manner as Government may think fit.”

Retrospective effect to section 2.

3. The amendment contained in section 2 shall be deemed to have been made on and to have effect from the 15th May, 1933, and all arrears of taxes vesting in a local authority, collected or recovered on and after the said date, shall be deemed to have been lawfully collected or recovered, as the case may be.

G. H. SPENCE,

Secy. to the Govt. of India.